

#3



Attorney Docket No: 600-1-192N2

**DECLARATION AND POWER OF ATTORNEY FOR PATENT APPLICATION**

As below named inventors, we hereby declare that:

Our residence, post office address and citizenship are as stated below under our names.

We believe that we are the original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention entitled

**METHODS OF PERFORMING HOMOLOGOUS RECOMBINATION BASED  
MODIFICATION OF NUCLEIC ACIDS IN RECOMBINATION DEFICIENT CELLS  
AND USE OF THE MODIFIED NUCLEIC ACID PRODUCTS THEREOF**

the Specification of which

☐ is attached hereto  
☒ was filed on July 19, 2000  
as Application Serial No. 09/619,364

We hereby state that we have reviewed and understand the contents of the above-identified Specification, including the claims, as amended by any amendment referred to above.

We acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, 1.56(a).

We hereby claim foreign priority benefits under Title 35, United States Code, §119 of any provisional application filed in the United States in accordance with 35 U.S.C. §1.119(c), or any application for patent that has been converted to a Provisional Application within one (1) year of its filing date, or any foreign application(s) for patent or inventor's certificate listed below and have also identified below any foreign application for patent or inventor's certificate having a filing date before that of the application on which priority is claimed.

<u>APPLICATION</u> <u>PRIORITY</u> <u>NUMBER</u>	<u>PRIOR FILED APPLICATION(S)</u> <u>COUNTRY</u>	<u>(DAY/MONTH/YEAR FILED)</u>	<u>CLAIMED</u>
60/050,535	United States	23 June 1997	Yes

We hereby claim the benefit under Title 35, United States Code, §120 of any United States application listed below, and, insofar as the subject matter of each of the claims of this application is not disclosed in any prior United States application in the manner provided by the first paragraph of Title 35, United States Code, §112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations, §1.56(a), which occurred between the filing date of the prior application and the national or PCT international filing date of this application:



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APPLICATION	FILING DATE	STATUS - PATENTED, PENDING,
<u>NONE</u>	<u>(DAY/MONTH/YEAR)</u>	<u>ABANDONED</u>
09/102,490	June 22, 1998	Pending
09/356,987	July 20, 1999	Pending

We hereby appoint as our attorneys or agents the following persons: Jack Matalon, (Attorney, Registration No. 22,441); Stefan J. Klauber (Attorney, Registration No. 22,604); David A. Jackson (Attorney, Registration No. 26,742); Michael D. Davis (Attorney, Registration No. 39,161); and Christine E. Dietzel (Agent, Registration No. 37,309), said attorneys or agents with full power of substitution and revocation to prosecute this application and transact all business in the Patent and Trademark Office connected therewith.

Please address all correspondence regarding this application to:

DAVID A. JACKSON, ESQ.  
KLAUBER & JACKSON  
411 HACKENSACK AVENUE  
HACKENSACK, NEW JERSEY 07601

Direct all telephone calls to David A. Jackson at (201) 487-5800.

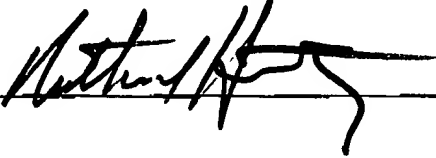
We hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

FULL NAME OF FIRST JOINT INVENTOR: NATHANIEL HEINTZ

COUNTRY OF CITIZENSHIP: United States

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Pelham Manor, New York 10803

FULL POST OFFICE ADDRESS: 441 Fowler Avenue  
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SIGNATURE OF INVENTOR 

DATE 11/24/00



Attorney Docket No: 600-1-192N2

FULL NAME OF SECOND JOINT INVENTOR: PETER MODEL

COUNTRY OF CITIZENSHIP: United States

FULL RESIDENCE ADDRESS: 500 East 63rd Street  
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SIGNATURE OF INVENTOR \_\_\_\_\_

DATE \_\_\_\_\_

FULL NAME OF THIRD JOINT INVENTOR: XIANGDONG W. YANG

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New York, New York 10021SIGNATURE OF INVENTOR \_\_\_\_\_ DATE 1/24/01FULL NAME OF FOURTH JOINT INVENTOR: SHIAOCHING GONG

COUNTRY OF CITIZENSHIP: United States

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<u>APPLICATION</u>	<u>PRIOR FILED APPLICATION(S)</u>	
<u>PRIORITY</u>	<u>COUNTRY</u>	<u>(DAY/MONTH/YEAR FILED)</u>
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CLAIMED  
Yes

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SIGNATURE OF INVENTOR \_\_\_\_\_

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